

PTO/SB/21 (03-03)

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/683,751	
	Filing Date	05/05/2003	
	First Named Inventor	Robert Smith	
	Art Unit	3727	
	Examiner Name	Ngo, Lien M.	
Total Number of Pages in This Submission	4	Attorney Docket Number	ERIE-020242

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Firm or Individual	Blynn L. Shideler, Registration No. 35034 BLK Law Group
Signature	<i>Blynn L. Shideler</i>
Date	05/05/2003

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PTO/SB/122 (10-01)

Approved for use through 10/31/2002. OMB 0851-0035

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Application Number	09/683,751
Filing Date	05/05/2003
First Named Inventor	Robert J. Smith
Art Unit	3727
Examiner Name	Ngo, Lien M.
Attorney Docket Number	ERIE-020242

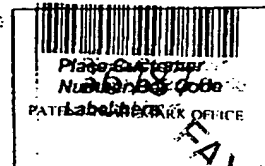
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Assignee of record of the entire interest.  
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## PATENT APPLICATION

Serial No. 09/683,751

Atty. Docket No. ERIE-020242

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit 3727 :  
In re application of : Method of Injection Molding Closure  
ROBERT SMITH : with Continuous Internal Rigid Rib,  
Serial No. 09/683,751 : Closure made Thereby Having a Lead-in  
: Structure and Mold for Forming Same  
Filed February 11, 2002 :  
Examiner Ngo, Lien M. : Wexford, Pennsylvania  
May 5, 2003

Election

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The enclosed election is in response to the office action dated April 8, 2003. The office action of April 8, 2003 has been reviewed and the examiners comments carefully considered. The examiner has required an election between claims 1-9 and 18-20 directed toward a closure (Group 1), claims 10-14 directed toward injection mold (Group 2), and claims 15-17 directed toward a method of injection molding (Group 3).

The applicants hereby elect to pursue the subject matter of claims 1-9 and 18-20 of group 1. The applicants make this election with traverse.

The examiner is thanked for indicating that the subject matter of claims 1-9 and 18-20 is patentably distinguishable from the subject matter of the remaining claims, however, the election is traversed for the following reasons. The three inventions are clearly related to each other. A complete search of one of the identified inventions should include a search for the remaining inventions. Consequently no serious burden is believed to be placed upon the examiner for maintaining all of these inventions in a single application. As set forth in MPEP chapter 800:

CRITERIA FOR RESTRICTION BETWEEN  
PATENTABLY DISTINCT INVENTIONS

There are two criteria for a proper requirement for restriction between patentably distinct inventions:

(A) The inventions must be independent (see MPEP § 802.01, § 806.04, § 808.01) or distinct as claimed (see MPEP § 806.05 - § 806.05(i)); and

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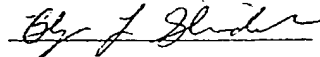
Blynn L. Shideler, Registration No. 35034

(B) There must be a serious burden on the examiner if restriction is required (see MPEP § 803.02, § 806.04(a) - § 806.04(i), § 808.01(a), and § 808.02).

Claims 1-20 remain in the application. Reconsideration of the restriction requirement and favorable action on the claims as amended is respectfully requested for the reasons discussed above.

Respectfully Submitted;

The BLK LAW Group



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